IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

OP.No. 15382 of 2001(S)

PETITIONERS:
----

1. V.V.JITHENDRA, AGED 23, S/O. V.N.VASANTHAKUMAR,
WOPRKING AS POSTALL ASISTANT, H.P.O.VCHENGANNUR.

2. BRINDHA C;EETUS, AGED 25 YEARS,
W/O.K.J. SHAM, POSTAL ASSISSTANT,
H.P.O., KOCHI - 2.

3. M.S.JAYAKUMAR, AGED 22 YEARS,
S/O./V.N. SUBRAMANIAN, SYSTEM MANAGER.
POSTAL ASSISTANT, H.P.O.ERNAKULAM.

4. VIJI P.V.AGED 25 YEARS,
D/O. VIJAYAN, WORKING AS POSTAL ASSISTANT,
H.P.O. ERNKAULAM.

5. JYOTHILAKSHMI, J.K.. D/O. KESAVAN NAIR,
JAYAMANDIRAM, POSTLA ASSISTANT,
NANJUMMEL, UDYOGAMANDAL,
H.P.O. CHENGANNUR.

6. SMITHA SAGAR, AGED 29 YEARS
D/O. VIDYASAGAR JEE,POSTAL ASSISTANT, H.P.OI. CHENGANNUR.

7. PADMAPRIYA, S/O..VENUGOPAL REDDIAR B.
POSTAL ASSISTANT, THIRUVALLA.

8. LATHA B. AGED 26 YEARS, D/O..... POSTLA ASSISTANT, THIRUVALLA.

9. MURUGESAN T. AGED 25 YEARS
POSTAL ASSISTANT, H.O. NEDUNKANDAM, IDUKKI.

BY ADV. SRI.V.N.VASANTH KUMAR

RESPONDENTS:

----

1. SIVARAMAKRISHNAN, S/O. KESAVAN,
PANAT HOUSE, TRIPANGAD, MALAPPURAM.

2. T. JISHA, D/O. T. GANGADHARAN,SREELAKSHMI
THEKKEMURI, TIRUR, MALAPPURAM.

3. V.K. JEEJA, D/O. V.K. SUDHAKARAN, VELETH HOUSE, MUTHUR P.O.
VATTAMKULAM, MALAPPURAM.

4. T.A. AJITHA, D/O. C. PARAMESWARAN, ANJILI THAVI HOUSE,
MUDUR P.O. VATTAMKULAM,
MALAPPURAM.

5. UNION OF INDIA REPRESENTED BY ITS SECRETARY
MINISTRY OF COMMUNICATION, DEPT. OF POSTS,
NEW DELHI.

6. DIRECTOR GENERAL (POSTAL) SDEPT. OF POSTS
MINISTRY OF COMMUNICATION, NEW DELHI.

7. THE CHIEF POSTMASTER GENERAL,
KERALA CIRCLE, TRIVANDRUM.

8. THE RAILWAY MAIL SERVICE 9RMS) C.T.DIVISION
CALICUT.

9. THE SENIOR SUPERINTENDENT OF POST OFFICE,
CALICUT DIVISION, CALICUT.

10. THE SUPERINTENDENT OF POSAT OFFICE, TIRUR DIVISION, TIRUR.

11. SUPERINTENDENT OF POST OFFICE,
VADAKARA DIVISION, STIRUR.

12. SUPERINTENDENT OF POST OFFICE, TELLICHERRY DIVISION,
TELLICHERRY.

13. THE SUPERINTENDENT OF POST OFFICE, KASARAGOD DN.
KASARAGOD.

14. THE SENIOR SUPERINTENDENT OF POST OFFICE,
TRIVANDRUM RMS DIVISIION, TRIVANDRUM.

15. SUPERNENDENT OF POST OFFICE,
OTTAPPLAM DIVISION, OTTAPALAM.

16. SUPERINTENDENT OF POST OFFICES, THIRUVALLA DIVISION, THIRUVALLA.

17. SUPEIRNTENDENT OF POST OFFICE, ERNKAULAM DIVISION, ERNAKULAM.

18. SUPERINTENDENT OF POST OFFICES, KOTTAYAM DIVIISON, KOTTAYAM.

BY ADV. SRI.P.S.SREEDHARAN PILLAI, SCGSC
SRI.JOHN VARGHESE, ASSISTANT SG

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 11-12-2006, THE COURT on the SAME DAY DELIVERED THE FOLLOWING:

APPENDIX:

PETITONERS' EXTS:

EXT.P1: TRUE COPY OF APPPOINTMENT ORDER DATED 28-12-1998.

EXT.P2: TRUE COPY OF ORDER IN O.A.NO. 1484/98 DT.23-4-2001 ISSUED BY THE CENTRAL AMINISTRATIVE TRIBUNAL, ERNAKULAM.. BENCH.

EXT.P3: TRUE COPY OF MEMO DT. 3-5-2001 ISSUED TO THE 1ST PETIITONER.

EXT.P4: TRUE COPY OF ORDER IN O.A.NO.1689/98 DTD. 17-4-2001 ISSUED BY THE CENTRLA ADMINSITRATIVE TRIBUNAL, ERNKAULAM BENCH.

EXT.P5: TRUE COPY OF THE CONFIRMATION TEST PASSED BY THE PETITIONER.

KS.

TRUE OCPY

P.S.TO JUDGE

K.A.ABDUL GAFOOR &
K.R. UDAYABHANU, JJ.

==========

O.P.NO. 15382 OF 2001

==========

DATED THIS THE 11th DAY OF DECEMBER 2006

JUDGMENT

Abdul Gafoor,J.

The selection to the post of postal assistants and sorting assistants was set aside by the Central Administrative Tribunal. Therefore, this writ petition by the selected candidates. The very same judgment has been challenged by the department in O.P.No.19088 of 2001 and the judgment of the Central Administrative Tribunal has been set aside and the selection has been upheld. Necessarily that shall be followed in this writ petition. The selection of the writ petitioners herein are therefore upheld. The original petition is closed accordingly.

Sd/-
K.A.ABDUL GAFOOR
JUDGE

Sd/-
K.R.UDAYABHANU,
JUDGE

ks.

TRUE COPY
P.S.TO JUDGE

K.A.ABDUL GAFOOR &
K.R.UDAYABHANU, JJ
==========

O.P.NO. 15382 OF 2001-S

JUDGMENT

11-12-2006
==========